

Docket No.: 21806-00085-US

Application No. 09/527,761
Amendment dated October 6, 2005
Reply to Office Action of July 7, 2005

REMARKS

Claims 1-14, 16-35, 37-45, 48-50, 55, 56, 58-61, 63, and 65-67, remain pending in this application. Claims 1, 27, and 37 are independent. Claims 15, 36, 46, 47, 51-54, 57, 62, and 64 have been cancelled by this amendment. Claim 1, 27, 37, and 48-49 have been amended by this amendment. No claims have been added, and no new matter is involved with any claim amendment.

Withdrawal of the rejection of claims 1, 2, 6, 9, 13, 22, 37, 40, 43-46, 51, 54, 55, 58, 60, 63, and 64 under 35 USC 102(e) as being anticipated by Bacchi et al. is requested. Independent claims 1 and 37 have been amended to incorporate the allowable subject matter as indicated by the Examiner and as discussed below, thus rendering the rejections moot.

Withdrawal of the rejections of claims 3-5 under 35 USC 103(a) as being unpatentable over Bacchi in view of Moh et al. and Huang et al. is requested. These claims now depend from allowable claim 1, thus rendering their rejection moot.

Withdrawal of the rejection of claim 7, 8, 10, 16, 21, 28-30, 33-35, and 38 under 35 USC 103(a) as being unpatentable over Bacchi in view of Duncan et al. as requested. These claims variously depend from allowable claims 1 and 37, thus rendering their rejection moot.

Withdrawal of the rejection of claims 11, 12, 17-19 and 41 under 35 USC 103(a) as being unpatentable over Bacchi in view of Young et al. is requested. These claims variously depend from now allowable claims 1 and 37, thus rendering their rejection moot.

Withdrawal of the rejection of claims 14 and 52 under 35 USC 103(a) as being unpatentable over Bacchi in view of Yano et al. is requested. Claim 14 depends from now allowable claim 1, and claim 52 has been cancelled, thus rendering their rejection moot.

Withdrawal of the rejection of claims 15 and 42 under 35 USC 103(a) as being unpatentable over Bacchi in view of White et al. is requested period. Claim 15 has been canceled, and claim 42 now depends from allowable claim 37, thus rendering their rejection moot.

Docket No.: 21806-00085-US

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Withdrawal of the rejection of claim 20, 31, 32, and 39 under 35 USC 103(a) as being unpatentable over Bacchi in view of Iwai is requested. These claims variously and ultimately depend from now allowable claims 1 and 37, thus rendering their rejection moot.

Withdrawal of the rejection of claims 23-26 under 35 USC 103(a) as being unpatentable over Bacchi as modified by Duncan and in view of Young et al. is requested. These claims now depend from allowable claim 1, thus rendering their rejection moot.

Withdrawal of the rejection of claim 53 under 35 USC 103(a) as being unpatentable over Bacchi in view of Makinouchi et al. is requested. Claim 53 has been cancelled, thus rendering its rejection moot.

Withdrawal of the rejection of claim 59 under 35 USC 103(a) as being unpatentable over Bacchi in view of Wen is requested. Claim 59 now depends from allowable claim 1, thus rendering its rejection moot.

Withdrawal of the rejection of claims 56, 57, 61, and 62, under 35 USC 103(a) as being unpatentable over Bacchi in view of Zhang is requested. Claims 56, 57, and 62 have been cancelled, and claim 61 depends from now allowable claim 37, thus rendering their rejection moot.

Withdrawal of the rejection of claims 65-67 under 35 USC 103(a) as being unpatentable over Bacchi in view of Grandia et al. is requested. These claims now depend from now allowable claim 37, thus rendering their rejection moot.

Applicants note with appreciation the indication that claims 27, 36, and 47-50 are drawn to allowable subject matter, and would be allowed if rewritten in independent form.

In reliance on the indication of allowable subject matter, the subject matter of claims 15 and 36 have been incorporated into independent claim 1, and claim 27 has been drafted into independent form. Further, the allowable subject matter of claim 46 and 47 have been amended

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into independent claim 37. The dependencies of claims 48 and 49 have been amended to depend from independent claim 37.

The above amendments have been made without prejudice to applicants rights to timely file a continuation application drawn to the broader subject matter of the previously pending claims that were on appeal.

Accordingly, applicants respectfully request allowance of the pending claims and passage of the application to issue.

If the Examiner believes that an interview would be helpful in resolving any outstanding issues in this application, the undersigned attorney is available at the telephone number indicated below.

In view of the above amendment, applicant believes the pending application is in condition for allowance.

Applicant believes no fee is due with this response. However, if a fee is due, please charge our Deposit Account No. 22-0185, under Order No. 21806-00085-US from which the undersigned is authorized to draw.

Respectfully submitted,

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